

IDAHO BARBER AND COSMETOLOGY SERVICES LICENSING BOARD
Division of Occupational and Professional Licenses
P.O. Box 83720
Boise, ID 83720-0063

Board Meeting Minutes of 10/19/2020

BOARD MEMBERS PRESENT: Debra J Thompson - Chair
Merrilyn Cleland
Geneal Thompson
Thomas E Grimsman
Wendy S Rucker
Brian Porter
Lindy High

DIVISION STAFF: Russell Barron, Division Administrator
Dawn Hall, Section Chief
Lori Peel, Investigative Unit Manager
Rob McQuade, Legal Counsel
Greg Floyd, Financial Unit Manager
Cesley Metcalfe, Team Lead
Allegra Earl, Board Specialist

OTHERS PRESENT: Kris Ellis and Lance Giles, Eiguren Ellis Public
Policy Firm
Ryan Evans, Evan's Hairstyling College
Ty Walker, Paul Mitchell The School Rexburg
Tatiana Pino

The meeting was called to order at 8:31 AM MDT by Debra J Thompson.

APPROVAL OF MINUTES

Ms. High made a motion to approve the minutes of 07/06/2020, 08/10/2020, and 09/14/2020. It was seconded by Mr. Grimsman. Motion carried.

COMPLAINT MEMORANDUM

Ms. Peel gave the investigative report, which is linked above.

FOR BOARD DETERMINATION

Mr. Grimsman made a motion to approve the Division's recommendation and authorize closure with a warning letter in case numbers: I-BCB-2020-140; I-BCB-2020-271; I-BCB-2020-286; I-BCB-2020-304; I-BCB-2021-31/32; I-BCB-2021-56; I-

BCB-2021-74/75; and I-BCB-2021-86/87. It was seconded by Ms. Rucker. Motion carried.

Mr. Grimsman made a motion to approve the Division's recommendation and authorize closure in case numbers: I-BCB-2020-249; I-BCB-2020-287; and I-BCB-2021-20. It was seconded by Ms. Rucker. Motion carried.

EXECUTIVE SESSION

Ms. Cleland made a motion that the Board go into executive session under Idaho Code § 74-206(1)(d) to consider records that are exempt from disclosure under the Idaho Public Records Law, Idaho Code § 74-106(9). The purpose of the executive session was to discuss documents relating to the fitness of a licensee to retain a license or registration. It was seconded by Mr. Grimsman. The vote was: Ms. D. Thompson, aye; Mr. Grimsman, aye; Ms. Cleland, aye; Mr. Porter, aye; Ms. G Thompson, aye; Ms. Rucker, aye; and Ms. High, aye. Motion carried.

Ms. High made a motion to come out of executive session. It was seconded by Ms. Cleland. Motion carried.

Ms. Hall introduced Mr. Barron, the new Division Administrator, to the Board. He discussed future plans for the Division.

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Ms. High made a motion to come out of executive session. It was seconded by Ms. Cleland. Motion carried.

DISCIPLINE

Mr. Nelson presented Stipulation and Consent Orders in case numbers: BCB-2020-176/177; BCB-2020-200; and BCB-2020-201. Ms. G. Thompson made a motion to approve the Consent Orders and allow the Board chair to sign on behalf of the Board. It was seconded by Ms. Rucker. Motion carried.

Ms. Peel presented Settlement Orders in case numbers: BCB-2021-16/17; BCB-2020-18/19; BCB-2021-20/21; BCB-2021-22/23; BCB-2021-26/27; BCB-2021-26/27; BCB-2021-28/29; BCB-2021-34/35; BCB-2021-36/37; BCB-2021-38/39; BCB-2021-45/46; BCB-2021-49/50; and BCB-2021-52. Ms. Cleland made a motion to approve

the Consent Orders and allow the Board chair to sign on behalf of the Board. It was seconded by Mr. Grimsman. Motion carried.

LAWS AND RULES

Mr. McQuade reported to the Board that the age requirement of Idaho Rule 500.07 (a) cannot be changed as the requirement of a student to be 16 ½ is required by law in Idaho Code § 54-5810 (5) (a).

Mr. Grimsman made a motion to move IDAPA 24.28.01, rules of the Barber and Cosmetology Services Licensing Board, as published in the September 16 edition of the Idaho Administrative Bulletin, to pending status. It was seconded by Ms. Cleland. Motion carried.

FINANCIAL REPORT

Mr. Floyd gave the financial report, which indicated that the Board had a cash balance of \$666,306.98 as of 9/30/2020.

DIVISION BUSINESS

The Board reviewed the To Do List and no action was taken.

BOARD BUSINESS

CONFERENCE UPDATES AND ATTENDANCE

Ms. Cleland presented updates from the National Association of Barber Boards of America (NABBA) and the National Interstate Council of State Boards of Cosmetology (NIC).

She said that NABBA will be setting a mid-year meeting in February, which will be virtual, if needed. NABBA scheduled their annual meeting for September 19-23, 2021 in Washington DC. Ms. Cleland said at the conference, air flow and filtration were emphasized at the conference during the COVID-19 pandemic.

Ms. Cleland said at the NIC conference, the following was discussed: partnering with Legiscan to monitor legislative information for each state; establishing a national license certification database; recommendations from the Centers for Disease Control (CDC) regarding cleaning up after a COVID-19 exposure; and the links on the NIC website.

EXAMINATION DISCUSSION

Ms. Earl stated that the Board received correspondence asking for bid dates to administer the examinations for Idaho.

After some discussion, the Board requested that the interested party make a presentation to the Board at the November meeting.

CORRESPONDENCE

The Board reviewed an email from Ms. Hathorn asking if a license is required to offer hair braiding services.

After some discussion, Ms. Rucker made a motion to have letter sent to Ms. Hathorn letting her know that a cosmetology license is required to offer hair braiding services.

The Board reviewed an email regarding licensees offering fibro-blasting services. After some discussion, the Board determined that as long it meets the scope of practice for an esthetician and cosmetologist, licensees can offer this service.

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Ms. Cleland made a motion that the Board go into executive session under Idaho Code § 74-206(1)(d) to consider records that are exempt from disclosure under the Idaho Public Records Law, Idaho Code § 74-106(9). The purpose of the executive session was to consider documents relating to the fitness of an applicant to be granted a license or registration. It was seconded by Mr. Porter. The vote was: Ms. D Thompson, aye; Mr. Grimsman, aye; Ms. Cleland, aye; Mr. Porter, aye; Ms. G Thompson, aye; Ms. Rucker, aye; and Ms. High, aye. Motion carried.

Ms. Cleland made a motion to come out of executive session. It was seconded by Mr. Grimsman. Motion carried.

APPLICATIONS

Ms. Cleland made a motion to approve the following for licensure:

DANG VU DINH	NT-278391
HALL JORDAN DAX	B-278135
LE THANH NHA	CAPR-278303
NGUYEN HONG QUANG	NT-278390
SANTOYO ISAAC	B-277645
YANSKEY MELODY RENEE	NT-278443
YANSKEY MELODY RENEE	RC-278445

It was seconded by Ms. High. Motion carried.

Ms. Cleland made a motion to approve the following for licensure:

PATTON SHANNA	CI-278524
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It was seconded by Ms. G. Thompson. Motion carried.

NEXT MEETING was scheduled for November 9, 2020 at 8:00 AM MST.

ADJOURNMENT

Mr. Grimsman made a motion to adjourn the meeting at 11:08 AM MDT. It was seconded by Ms. Rucker. Motion carried.

Debra J Thompson, Chair